

**UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of:

COSME GOMEZ, Antonio et al. : Confirmation No.: 6905

Serial No.: 10/558,801 : Art Unit: 1623

Filing Date: November 29, 2005

For: ADDITION SALTS OF AZITHROMYCIN  
AND CITRIC ACID AND PROCESS FOR  
PREPARING THEM

**REQUEST FOR CORRECTED FILING RECEIPT**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450  
*Attn.: Office of Initial Patent Examination  
Customer Service Center*

November 27, 2006

Dear Sir/Madam:

Applicant respectfully requests that a corrected filing receipt be issued in connection with the above-identified patent application. Specifically, as indicated in the enclosed marked-up copy of the filing receipt, the residence of the second inventor should be set forth as "Alcala de Henares, Spain" instead of as "Alacala de Henares, Spain", without the letter "a" between the letters "l" and "c" in the word "Alcala".

It is respectfully advised that the residence of the second inventor had been set forth as above in the Declaration and Power of Attorney as filed, and accordingly it is submitted that correction is appropriate. A copy of the Declaration and Power of Attorney as filed is enclosed herewith for your reference.

Commissioner for Patents  
November 27, 2006  
Page 2

It is respectfully requested that the correction be entered into the record and that a corrected filing receipt be forwarded to us at your earliest convenience.

Respectfully submitted,



Noam R. Pollack  
Reg. No. 56,829

For WOLF, BLOCK, SCHORR and SOLIS-COHEN LLP

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Enclosures  
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## UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
 United States Patent and Trademark Office  
 Address: COMMISSIONER FOR PATENTS  
 P.O. Box 1450  
 Alexandria, Virginia 22313-1450  
 www.uspto.gov

APPL. NO.	FILING OR 371 (c) DATE	ART UNIT	FIL FEE REC'D	ATTY. DOCKET NO	DRAWINGS	TOT CLMS	IND CLMS
10/558,801	11/29/2005	1623	450	932.1336	15	18	1

21831  
 WOLF BLOCK SCHORR AND SOLIS-COHEN LLP  
 250 PARK AVENUE  
 NEW YORK, NY 10177

CONFIRMATION NO. 6905

REPLACEMENT FILING  
RECEIPT

\*OC000000021266732\*

\*OC000000021266732\*

Date Mailed: 11/16/2006

Receipt is acknowledged of this regular Patent Application. It will be considered in its order and you will be notified as to the results of the examination. Be sure to provide the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION when inquiring about this application. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. If an error is noted on this Filing Receipt, please mail to the Commissioner for Patents P.O. Box 1450 Alexandria Va 22313-1450. Please provide a copy of this Filing Receipt with the changes noted thereon. If you received a "Notice to File Missing Parts" for this application, please submit any corrections to this Filing Receipt with your reply to the Notice. When the USPTO processes the reply to the Notice, the USPTO will generate another Filing Receipt incorporating the requested corrections (if appropriate).

## Applicant(s)

Antonio Cosme Gomez, Torres De Alameda, SPAIN;  
 Francisco Eugenio Palomo Nicolau, ~~Alcala~~ De Henares, SPAIN;

Alcala

Power of Attorney: The patent practitioners associated with Customer Number 21831.

## Domestic Priority data as claimed by applicant

This application is a 371 of PCT/IB04/01728 05/26/2004

## Foreign Applications

SPAIN P-200301340 05/29/2003

If Required, Foreign Filing License Granted: 10/13/2006

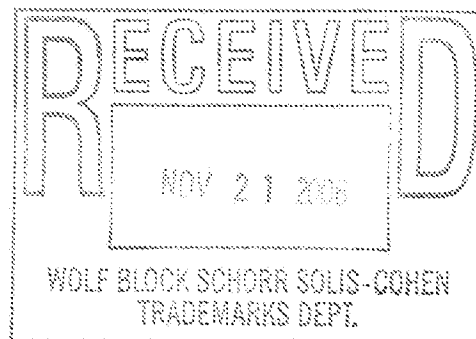
The country code and number of your priority application, to be used for filing abroad under the Paris Convention, is **US10/558,801**

Projected Publication Date: 01/25/2007

Non-Publication Request: No

Early Publication Request: No

**\*\* SMALL ENTITY \*\***



**Title**

Addition salts of azithromycin and citric acid and process for preparing them

**Preliminary Class**

514

## **PROTECTING YOUR INVENTION OUTSIDE THE UNITED STATES**

Since the rights granted by a U.S. patent extend only throughout the territory of the United States and have no effect in a foreign country, an inventor who wishes patent protection in another country must apply for a patent in a specific country or in regional patent offices. Applicants may wish to consider the filing of an international application under the Patent Cooperation Treaty (PCT). An international (PCT) application generally has the same effect as a regular national patent application in each PCT-member country. The PCT process **simplifies** the filing of patent applications on the same invention in member countries, but **does not result** in a grant of "an international patent" and does not eliminate the need of applicants to file additional documents and fees in countries where patent protection is desired.

Almost every country has its own patent law, and a person desiring a patent in a particular country must make an application for patent in that country in accordance with its particular laws. Since the laws of many countries differ in various respects from the patent law of the United States, applicants are advised to seek guidance from specific foreign countries to ensure that patent rights are not lost prematurely.

Applicants also are advised that in the case of inventions made in the United States, the Director of the USPTO must issue a license before applicants can apply for a patent in a foreign country. The filing of a U.S. patent application serves as a request for a foreign filing license. The application's filing receipt contains further information and guidance as to the status of applicant's license for foreign filing.

Applicants may wish to consult the USPTO booklet, "General Information Concerning Patents" (specifically, the section entitled "Treaties and Foreign Patents") for more information on timeframes and deadlines for filing foreign patent applications. The guide is available either by contacting the USPTO Contact Center at 800-786-9199, or it can be viewed on the USPTO website at <http://www.uspto.gov/web/offices/pac/doc/general/index.html>.

For information on preventing theft of your intellectual property (patents, trademarks and copyrights), you may wish to consult the U.S. Government website, <http://www.stopfakes.gov>. Part of a Department of Commerce initiative, this website includes self-help "toolkits" giving innovators guidance on how to protect intellectual property in specific countries such as China, Korea and Mexico. For questions regarding patent enforcement issues, applicants may call the U.S. Government hotline at 1-866-999-HALT (1-866-999-4158).

### **LICENSE FOR FOREIGN FILING UNDER**

#### **Title 35, United States Code, Section 184**

#### **Title 37, Code of Federal Regulations, 5.11 & 5.15**

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#### **NOT GRANTED**

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# DECLARATION AND POWER OF ATTORNEY FOR UTILITY OR DESIGN PATENT APPLICATION (37 CFR 1.63)

☒ Declaration submitted with initial filing  
☐ Declaration submitted after initial filing (surcharge (37 CFR 1.6(e) required))

First Named Inventor: COSME GOMEZ, Antonio

COMPLETE IF KNOWN:

Application Number: \_\_\_\_\_

Filing Date: \_\_\_\_\_

Group Art Unit: \_\_\_\_\_

Examiner Name: \_\_\_\_\_

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name. I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

ADDITION SALTS OF AZITHROMYCIN AND CITRIC ACID AND PROCESS FOR PREPARING THEM  
 (Title of the Invention)

the specification of which

☒ is attached hereto

OR

☐ was filed on (MM/DD/YY) \_\_\_\_\_ as United States Application Number or PCT  
 International Application Number \_\_\_\_\_ and was amended on (MM/DD/YY) \_\_\_\_\_ (if applicable).

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment specifically referred to above. I acknowledge the duty to disclose information which is material to patentability of this application as defined in 37 CFR 1.56.

I hereby claim foreign priority benefits under 35 U.S.C. 119(a)-(d) or 365(b) of any foreign application(s) for patent or inventor's certificate, or 365(a) of any PCT International application which designated at least one country other than the United States of America, listed below and have also identified below, by checking the box, any foreign application for patent or inventor's certificate, or of any PCT International application having a filing date before that of the application on which priority is claimed.

Prior Foreign Application Number(s)	Country	Foreign Filing Date (MM/DD/YY)	Priority Not Claimed	Certified Copy Attached?	
				Yes	No
P-200301340	Spain	May 29, 2003		X	

I hereby claim the benefit under 35 U.S.C. 119(e) of any United States provisional application(s) listed below.

Application Number(s)	Filing Date (MM/DD/YY)

I hereby claim the benefit under 35 U.S.C. 120 of any United States application(s), or 365(c) of any PCT International application designating the United States of America, listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States or PCT International application in the manner provided by the first paragraph of 35 U.S.C. 112, I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR 1.56 which became available between the filing date of the prior application and the national or PCT international filing date of this application.

U.S. Parent Application or PCT Parent Number	Parent Filing Date (MM/DD/YY)	Parent Patent Number (if applicable)
PCT/IB2004/001728	May 26, 2004	

As a named inventor, I hereby appoint the following registered practitioner(s) to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith:

☒ Customer Number 21831

Direct all correspondence to:

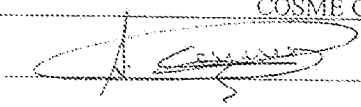
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I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001 and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

NAME OF SOLE OR FIRST INVENTOR:

Given Name (first and middle [if any])      Family Name or Surname

Antonio      COSME GOMEZ

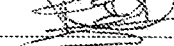
Inventor's Signature  Date 18-11-2005

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Given Name (first and middle {if any})      Family Name or Surname

Francisco Eugenio      PALOMO NICOLAU

Inventor's Signature       Date 18/11/05

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